Docket No.:
1500.1044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Michael LOUNSBERY

Serial No. 09/515,517 Group Art Unit: 2621

Confirmation No. 1702

Filed: February 29, 2000 Examiner: Brian P. Werner

For: SYSTEM FOR NAMING FACES AND VERTICES IN AN ADAPTIVE HIERARCHICAL SUBDIVISION SURFACE

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

The Examiner provided a Statement of Reasons for Allowance in which the Examiner indicated that some of the claims were allowed based on certain features.

MPEP §1302.14 states, in part:

> Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

With respect to the claims, (see page 6) the Examiner has provided a comment using emphasis with respect to particular claim language. It is submitted that the use of such emphasis in the reasons for allowance is improper in that it provides certain emphasis which might "place unwarranted interpretations, whether broad or narrow, upon the claims" (M.P.E.P. §1302.14).

It is submitted that the claims are not constrained by such improper comments and statements by the Examiner, and that the claims speak for themselves as to what features are included therein.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12/14/4 By: _____

J. Randall Beckers
Registration No. 30,358

1201 New York Avenue, NW, Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501